IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No. 2361 of 2007

Date of Decision : 22.03.2007

Balwinder Singh

... Petitioner

Versus

Union of India and others.

.. Respondents

CORAM : HON'BLE MR. JUSTICE J.S. KHEHAR,
HON'BLE MR. JUSTICE S.D. ANAND.

Present : Mr. Sumeet Mahajan, Senior Advocate with
Mr. Sham Lal Bhalla, Advocate
for the petitioner.

Mr. B.R. Mahajan, Advocate,
for respondent Nos. 2 and 3.

J.S. Khehar, J. (Oral)

Learned counsel for the parties are agreed, that the main case be taken up for consideration and final disposal today itself.

The solitary contention of the learned counsel for the petitioner is, that the appellate order dated 29.12.2006 (Annexure P-35) is a non-speaking order, wherein none of the pleas raised by the petitioner in the appeal preferred by him on 03.10.2006 has been taken into consideration. It is apparent, that all issues raised in the appeal have to be adjudicated upon by passing a well reasoned speaking order.

In view of the above, the appellate order dated 29.12.2006, which is totally cryptic, is hereby set aside. The appellate authority is

directed to re-adjudicate the appeal, after affording an opportunity of hearing to the petitioner, by passing a well reasoned speaking order, within three months from the date of receipt of a certified copy of this order.

Disposed of accordingly.

Order dasti on payment of usual charges.

(J.S. Khehar)
Judge

March 22, 2007
vkd

(S.D. Anand)
Judge